

J.F.W



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Boyd et al.

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) Examiner: Not yet assigned

) Group: 2816

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) Confirmation No.: 9957

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Filed: October 29, 2002

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DEVICES AND METHODS FOR THE
RESTORATION OF A SPINAL DISC

) August 9, 2004

RE-PRESENTED PRELIMINARY AMENDMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment dated August 2, 2004, Applicants respectfully re-submit the following preliminary amendment. This preliminary amendment was originally filed on February 26, 2004, but was indicated to be non-compliant. This re-submission addresses the non-compliance. This re-submission is being timely filed within one month of the mailing date of the Notice (i.e., before September 2, 2004). Applicants had previously submitted the appropriate claim fees for the added claims, so no further fee is believed due. However, the Commissioner is authorized to deduct any necessary fees from Deposit Account 13-0014.

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on August 9, 2004.


Signature

Michael D. Beck
Typed or printed name of person of signing Certificate